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Atty. Dkt. No. 051448-0204

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Gil G. DUDKIEWICZ et al.

Title: SYSTEM AND METHOD FOR PROVIDING TIMING DATA FOR  
PROGRAMMING EVENTS

Appl. No.: 09/992,882

Filing Date: 16 November 2001

Examiner: J. SALCE

Art Unit: 2611

RECEIVED

AUG 27 2003

Technology Center 2600

**INFORMATION DISCLOSURE STATEMENT**  
**UNDER 37 CFR §1.56**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Submitted herewith on a modified Form SB08 is a listing of document(s) known to Applicant in order to comply with Applicant's duty of disclosure pursuant to 37 C.F.R. § 1.56. A copy of the listed document(s) is being submitted to comply with the provisions of 37 C.F.R. §§ 1.97-1.98.

The submission of any document herewith, which is not a statutory bar, is not intended as an admission that such document constitutes prior art against the claims of the present application or that such document is considered material to patentability as defined in 37 C.F.R. § 1.56(b). Applicant does not waive any rights to take any action which would be appropriate to antedate or otherwise remove as a competent reference any document which is determined to be a prima facie prior art reference against the claims of the present application.

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**TIMING OF THE DISCLOSURE**

This Information Disclosure Statement is being filed after the mailing date of a first Office Action, but before the mailing date of either a Final Office Action under 37 C.F.R. § 1.113 or a Notice of Allowance under 37 C.F.R. § 1.311 and is accompanied by a statement specified in 37 C.F.R. § 1.97(e) and a fee of \$180.00 as set forth in 37 C.F.R. § 1.17(p).

**RELEVANCE OF REFERENCES**

References A1-A7 were identified in an International Search Report in a corresponding PCT application.

Reference A8 discloses the creation of metadata for a video program from closed caption data (see paragraphs 141-151). Reference A8 claims priority from each of references A9-A12. Inspection of references A9-A12 shows that the subject matter of paragraphs 141-151, which involve the creation of program metadata from closed caption data, first appear in reference A11, which was filed on 3 December 2001, significantly after the 16 November 2000 and 26 February 2001 priority dates of the present application. Therefore the subject matter of paragraphs 141-151 of reference A8 is not prior art to the present application.

Applicants respectfully requests that any listed document be considered by the Examiner and be made of record in the present application and that an initialed copy of Form SB08 be returned in accordance with M.P.E.P. § 609.

Respectfully submitted,

Date: August 13, 2003

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